

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO: 105-30089 (RGS)

FIREMAN'S FUND INSURANCE COMPANY

As Subrogee of
Thirty Four Lime Street Trust, et al
777 Marin Drive
Novato, California 94998
Plaintiff

VS

C. H. NEWTON CONTRACTORS; and
ALAIRO PLUMBING & HEATING
Defendants

LOCAL RULE 16.1(D)(3) CERTIFICATION

Alarie Plumbing & Heating (the Defendant) and its undersigned counsel, hereby certify:

1. That we have conferred with a view towards establishing a budget for the costs of conducting the full course, and various alternative courses, of the litigation; and
2. That we have conferred to consider the resolution of litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Alarie Plumbing & Heating
by its insurer,

Lorrie Hassan
Lorrie Hassan
St. Paul Travelers
44 Bedford Street
Middleboro, MA 02346
(508) 946-6650

Alarie Plumbing & Heating
By its attorney,

Brian M. Cullen
Brian M. Cullen
BBO#547427
Law Offices of Thomas M. Niarchos
100 Summer Street, Suite 201
Boston, MA 02110
(617) 772-2800

CERTIFICATION

I hereby certify that a copy of the foregoing JOINT STATEMENT AND LOCAL RULE 16.1(D)(3) CERTIFICATION has been transmitted via hand delivery on this 22nd day of September to the following:

Scott J. Tucker, Esq.
Tucker, Heifetz & Saltzman, LLP
Three School Street
Boston, MA 02108

Erik Loftus
Law Office of Stuart Blackburn
Two Concord Way, P. O. Box 608
Windsor Locks, CT 06096



Brian M. Cullen